

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

<b>MILFORD MARSHALL, JR.,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. 08-cv-0032-MJR</b>
	)	
<b>HOME DEPOT U.S.A., INC.,</b>	)	
	)	
<b>Defendant.</b>	)	

**ORDER REGARDING SETTLEMENT AND IMPENDING DISMISSAL**

**REAGAN, District Judge:**

Having been advised by United States Magistrate Judge Philip M. Frazier that the above-captioned action has been settled, but additional time is needed to finalize the settlement documents, the undersigned District Judge hereby **DIRECTS** the Clerk of Court, 60 days after this Order is docketed, to **ENTER JUDGMENT OF DISMISSAL** with prejudice. Each party shall bear his or its own costs, unless otherwise provided in the settlement documents.

If the parties fail to finalize the settlement within the 60-day period, they may – before that period expires – move to postpone entry of judgment to a later date. Due to the settlement, the Court **CANCELS** all settings herein, including the February 6, 2009 Final Pre-Trial Conference and the March 2, 2009 Jury Trial. Finally, the Court **DENIES AS MOOT** all pending motions.

**IT IS SO ORDERED.**

**ENTERED this 26<sup>th</sup> day of June 2008.**

s/ Michael J. Reagan  
**MICHAEL J. REAGAN**  
**United States District Judge**